

Office of the Secretary of the Treasury

§ 29.402

EXAMPLE 14B—TEACHERS COST OF LIVING ADJUSTMENT—Continued [Pre-96 hire]

Benefit Computation (at retirement)
Variation 2
DC COLA rate 5% of DC Payment: Total COLA: \$125.00 New rate: \$2,910.00 Federal COLA rate 4% of Federal Benefit Payment: Federal COLA: \$56.00 New rate: \$1,454.00

RETROACTIVE PAYMENT OF ACCRUED ANNUITY EXAMPLE

EXAMPLE 15: ACCRUAL OF FEDERAL BENEFIT PAYMENT

The Federal Benefit Payment begins to accrue on the annuity commencing date, regardless of whether the employee is added to the annuity roll in time for the regular payment cycle. If the employee is due a retroactive payment of accrued annuity, the portion of the retroactive payment that would have been Federal Benefit Payment (if it were made in the regular payment cycle) is still Federal Benefit Payment. In this example, a teacher retired effective September 11, 1998. She was added to the retirement rolls on the pay date November 1, 1998 (October 1 to October 31 accrual cycle). Her Federal Benefit Payment is \$3000 per month and her total benefit payment is \$3120 per month. Her initial check is \$5200 because it includes a prorated payment for 20 days (September 11 to September 30). The Federal Benefit Payment is \$5000 of the initial check (\$3000 for the October cycle and \$2000 for the September cycle).

EXAMPLE 15—TEACHERS ACCRUED BENEFIT [Pre-96 hire]

Total Annuity Computation
Birth date: 11/01/42 Hire date: 09/01/66 Separation date: 09/10/98 Department service: 32/00/10 .015 service: 5 .0175 service: 5 .02 service: 22 Average salary: \$62,150.00 Total: \$37,445.38 Total/month: \$3,120.00 Sept 11–30: \$2,080.00 Oct 1–31: \$3,120.00 Nov 1–30: \$3,120.00
Federal Benefit Payment Computation
Birth date: 11/01/42 Hire date: 09/01/66 Freeze date: 06/30/97 Department service: 30/10/00 .15 service: 5 .0175 service: 5

EXAMPLE 15—TEACHERS ACCRUED BENEFIT— Continued [Pre-96 hire]

Total Annuity Computation
.02 service: 20.833333 Average salary: \$62,150.00 Total: \$35,995.21 Total/month: \$3,000.00 Sept 11–30: \$2,000.00 Oct 1–31: \$3,000.00 Nov 1–30: \$3,000.00

Subpart D—Claims and Appeals Procedures

SOURCE: 65 FR 80753, Dec. 22, 2000, unless otherwise noted.

§ 29.401 Purpose.

(a) This subpart explains—

(1) The procedures that participants and beneficiaries in the Judges Plan, Police and Firefighters Plan, and the Teachers Plan must follow in applying for Federal Benefit Payments;

(2) The procedures for determining an individual's eligibility for a Federal Benefit Payment and the amount and form of an individual's Federal Benefit Payment as required by sections 11021 and 11251(a) (codified at DC Official Code section 11–1570(c)(2)(a)) of the Act;

(3) The appeal rights available under section 11022(a) of the Act and section 3 of the 2004 Act (codified at DC Official Code section 11–1570(c)(3)) to claimants whose claim for Federal Benefit Payments is denied in whole or in part; and

(4) The special rules for processing competing claimant cases.

(b) This subpart does not apply to processing collection of debts due to the United States.

(c) This part does not apply to claims and appeals filed before October 1, 1997. Such claims must be pursued with the District of Columbia.

[65 FR 80753, Dec. 22, 2000, as amended at 70 FR 60005, Oct. 14, 2005]

§ 29.402 Definitions.

In this subpart—

Beneficiary means an individual designated by a participant, or by the terms of the Judges Plan, Police and Firefighters Plan, or Teachers Plan, who is or may become entitled to a benefit under those plans.